

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Eric James Converse et al.
Application N : Unassigned
Date Filed: Filed Herewith
Title: Optical Amplifier Controller Having Adjustable Slew-Rate Limiter
Group Art: 3663
Examiner: Unassigned
Docket: D2780 CON

INFORMATION DISCLOSURE STATEMENT (IDS)

Mail Stop Patent
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22231-1450

SIR:

In accordance with 37 C.F.R. §1.56 and in compliance with 37 C.F.R. §§1.97 and 1.98, the references listed on attached Form PTO/SB/08 and/or subsequently identified herein, are being submitted herewith for consideration by the United States Patent and Trademark Office.

I. COPIES

- a. ☐ A legible copy of (i) each U.S. and foreign patents; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed, is included herewith.
- b. ☒ Any patents, publications or other information which are listed on PTO/SB/08 which are not enclosed herewith were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. §120:

U.S. Serial Number

U.S. Filing Date

10/062,754

January 31, 2002

II. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

- a. ☒ Except as may be indicated below in (b) of this section, all of the patents, publications or other information are in the English language (concise explanation not required).
- b. ☐ A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c. ☐ The following additional information is provided for the Examiner's consideration:

III. ☐ CROSS REFERENCE TO RELATED APPLICATION(S)

The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this (these) applications to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. §122.

Serial No.

Filing Date

Art Unit

FEES

- IV. ☒ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(b): (check one b x)
- a. ☒ within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. §1.97(b)(1)). No fee or statement is required.
 - b. ☐ within three months of the date of entry of the national stage as set forth in § 1.491 in an international application (37 C.F.R. §1.97(b)(2)). No fee or statement is required.
 - c. ☐ before the mailing date of a first Office Action on the merits (37 C.F.R. §1.97(b)(3)). No fee or statement is required.
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- V. ☐ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(c): (check one box)
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- a. ☐ No statement; therefore, charge deposit account 50-1047 the fee set forth in 37 C.F.R. §1.17(p).
 - b. ☐ See the statement below. No fee is required.
- VI. ☐ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(d):
- on or before payment of the issue fee and is accompanied by the following:
- 1) a statement under 37 C.F.R. §1.97(e) as provided below; and
 - 2) charge deposit account 50-1047 the petition fee set forth in §1.17(p).
- VII. ☐ STATEMENT UNDER 37 C.F.R. §1.97(e) (check only one box, if applicable)
- The undersigned hereby states that
- a. ☐ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of IDS; or
 - b. ☐ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and to knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement, or
 - c. ☐ some of the items of information contained in the IDS were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement.
- VIII. PAYMENT OF FEES
- ☐ A check in the amount of _____ is enclosed for the above-identified fee(s).
 - ☐ Please charge Deposit Account No. 50-1047 in the amount of \$180.00 for the above-indicated fee(s).
 - ☒ If Applicant has overlooked any additional fees, or if any overpayment has been made, the Commissioner is hereby authorized to credit or debit Deposit Account 50-1047.

☐ Two Copies of this paper are attached for Deposit Account charges and debits.

It is Applicant(s)' opinion that the claims presently on file patently distinguish the present invention from each of these references. The above references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in a combination, to a person of ordinary skill in the art.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 50-1047.

Respectfully submitted,
Mayer Fortkort & Williams, PC



Karin L. Williams
Attorney for Applicant
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Mayer Fortkort & Williams, PC
Customer Number 27774

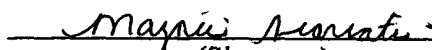
Enclosures: ☒ PTO/SB/08
☐ References
☐ Foreign Search Report
☐ Other:

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| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | | | <i>Complete if Known</i> | |
| | | | | Application Number | Unassigned |
| | | | | Filing Date | Filed Herewith |
| | | | | First Named Inventor | Eric James Converse et al. |
| | | | | Group Art Unit | 3663 |
| Examiner Name | Unassigned | | | | |
| Sheet | 1 | of | 2 | Attorney Docket Number | D2780 CON |

| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM- DD-YYYY |
|-----------------------|--------------------------|----------------------|----------------|---|--|
| | | Number | Class/Subclass | | |
| | 1 | 6,166,850 | 359/341.2 | Roberts et al. | 12-2000 |
| | 2 | 5,892,616 | 359/341.43 | Takahashi, Tsukasa | 04-1999 |
| | 3 | 2001/0040720 | 359/341.4 | Gerrish et al. | 11-2001 |
| | 4 | 5,457,568 | 359/341.3 | Jacobovitz-Veselka et al. | 10-1995 |
| | 5 | 2002/0093729 | 359/341.41 | Gerish et al. | 07-2002 |
| | 6 | 2001/0050802 | 359/337.11 | Namiki et al. | 12-2001 |
| | 7 | 6,219,177 | 359/341.1 | Tamura, Yuji | 04-2001 |
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| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY |
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| | | Office ³ | Number | Class/ Subclass | | |
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| Examiner Signature | | Date Considered | |
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¹ Unique citation designation number. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English Language Translation is attached.

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|---|---|----|---|--------------------------|----------------------------|
| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i> | | | | Complete if Known | |
| | | | | Application Number | Unassigned |
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| | | | | First Named Inventor | Eric James Converse et al. |
| | | | | Group Art Unit | 3663 |
| Sheet | 2 | of | 2 | Examiner Name | Unassigned |
| | | | | Attorney Docket Number | D2780 CON |

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|--------------------|-----------------------|---|----------------|
| | 1 | Murakami et al. "A remote Supervisory System Based On Subcarrier Overmodulation for Submarine Optical Amplifier Systems" J. Lightwave Tech. 14:5, May 1996, pp. 671-677. | |
| | 2 | Force, Inc. "Application Note: Applying Optical Amplifiers" AN127B, March 2001. | |
| | 3 | Pacific Broadband Networks, "Light Link Series 4, EDFA" 2001. | |
| | 4 | Agere Systems, "Technical Note: 1724-Type Erbium-Doped Fiber Amplifier Evaluation Board," April 1998. | |
| | 5 | Agere Systems, "Technical Note: 1724-Type Erbium-Doped Fiber Amplifier Evaluation Software Program," April 1998. | |
| | 6 | Fitel Technologies, Inc. "Data Sheet: ErFA 3300 Series, Fully Digitized MPU Controlled EDFA." February 2000. | |
| | 7 | 'slew rate" definition. Available at www.accessscience.com (last modified April 10, 2000). | |
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